

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN**

**FRIDAY, THE 4TH MAY 2007 / 14TH VAISAKHA 1929**

**Bail Appl..No. 2664 of 2007**

**(CR. NO. 31/2007 OF KATTAKKADA EXCISE RANGE)**

**PETITIONER/ACCUSED**

**MEENAKSHI @ MEENA, AGED 21 YEARS,  
D/O.THANKAMMA, V.P.8/251, MEENA BHAVAN,  
POTTAYIL, VILAVOORKAL, NEYYATTINKARA.**

**BY ADV. SRI.T.A.UNNIKRISHNAN  
SRI.K.SATHEESH KUMAR**

**RESPONDENTS: COMPLAINANT**

**STATE OF KERALA REP.BY  
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,  
ERNAKULAM.**

**BY PUBLIC PROSECUTOR SRI. RAVINDRA BABU**

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION  
ON 04/05/2007, THE COURT ON THE SAME DAY PASSED THE  
FOLLOWING:**

K.P.Balachandran, J.

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B.A.No. 2664 of 2007  
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**ORDER**

This is an application for anticipatory bail filed under Section 438 Cr.P.C.

2. The petitioner, a lady, is the accused in C.R.No.31/07 of Kattakada Police Station, registered for offence under Sections 8(1) and (2) of the Abkari Act, consequent on detection of possession by her of three litres of arrack on 10.4.2007. Considering the entire circumstances of the case, I am of the view that the petitioner can be granted anticipatory bail, as there is no case for the prosecution that the petitioner is a habitual offender.

In the result, I allow this bail application and direct that:

(i) the petitioner do surrender before the learned Magistrate concerned positively within

fifteen days from today;

(ii) that on such surrender and on her depositing, by way of cash security, an amount of Rupees ten thousand and executing bail bond for Rupees twenty thousand with two solvent sureties each for like sums to the satisfaction of the learned Magistrate concerned, the petitioner shall be enlarged on bail;

(iii) that on such release the petitioner shall co-operate with the investigation in the case and shall report before the Investigating Officer between 10 a.m. and 11 a.m. on all Tuesdays and Fridays for a period of two months and thereafter on all Tuesdays only, till the investigation in the case is over and final report is laid; and

(iv) that the grant of anticipatory bail shall not stand in the way of the learned Magistrate granting custody of the petitioner to the Investigating Officer for questioning, if the Investigating Agency so asks for and the learned

Magistrate deems it fit to grant, considering the  
circumstances of the case.

4<sup>th</sup> May, 2007

(K.P.Balachandran, Judge)

tkv